DOCKET No.:

108513.00011



DEC 1 7 2003

Technology Cente: 2600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

John L. Tomich, et al.

Serial No.:

09/435,657

Filed:

November 8, 1999

Art Unit:

2667

Examiner:

Prenell P. Jones

For:

PHOTONIC HOME AREA NETWORK

Mail Stop NON-FEE AMENDMENT Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on

December 9, 20**9**3.

Lisa Lynch

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed November 21, 2003, Applicant hereby elects, without traverse, to prosecute in this application Claims 16-28 and 44-62, comprising Group I, drawn to a photonic area network.

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Group 2 is retained pending the filing of a CIP application.

Claims 1-15 are retained pending the filing of another CIP application.

Respectfully submitted,

Raffi J. Gostanian, Jr.

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December 9, 2003

Date

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